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8 UNITED STATES BANKRUPTCY COURT
9 SOUTHERN DISTRICT OF CALIFORNIA
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13 In re:) Bankruptcy No.: 14-06295-LA7
14 Rodney Underhill,)
15 Debtor.) DECLARATION OF RODNEY
UNDERHILL CONCERNING EARDISH
PATENT FILES AND ASSETS
16

17 I, Rodney Underhill, declare and state as follows:
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- 19 1. I am the debtor in the above-entitled bankruptcy proceeding.
20 2. If called as a witness in this proceeding, I could and would testify to the following as being
21 within my personal knowledge except where stated to be upon information and belief.
22 3. As part of discovery in Underhill v. EarDish, San Diego County Superior Court Case 37-
23 2013-00031506-CU-DE-CTL ("wage and hour case"), I produced the following items:

- 24 a. Documents that were Bates stamped UNDERHILL 0001 through 06059;
25 b. An iPad tablet belonging to EarDish;
26 c. An iMac computer belonging to EarDish.
27

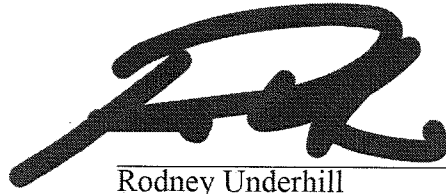
1 4. The documents that were produced included emails; patent related emails, notes and
2 documents on filed patents and inventions that had not yet been filed as patent applications;
3 documents sent from me and to me by employees that I managed; documents sent to me by EarDish
4 executives; documents sent from me and to me by outside third parties relating to EarDish business
5 and intellectual property matters at the direction of the CEO; and various research documents that I
6 was asked by EarDish to research and compose.
7

8 5. The iPad tablet and iMac computer contained various files relating to patents and invention
9 related documents.
10

11 6. The EarDish assets described above that were returned in the wage and hour case represent
12 all patent/invention related materials I believe I possessed at the time I left the employ of EarDish. I
13 do not believe I intentionally shared any details of these intellectual property assets with non-EarDish
14 parties with the exception of my legal counsel.

15 7. I declare under penalty of perjury that the foregoing is true and correct to the best of my
16 knowledge.
17

18 Dated: 10/20/2014
19


Rodney Underhill